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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

10 THE BANK OF NEW YORK MELLON FKA) Case No.: 2:17-cv-01242-JAD-VCF
11 THE BANK OF NEW YORK, AS TRUSTEE)
12 FOR THE CERTIFICATEHOLDERS OF THE)
CWABS INC., ASSET-BACKED)
CERTIFICATES, SERIES 2006-22,)
13 Plaintiff,) **JOINT STIPULATION AND**
14 vs.) **ORDER TO STAY CASE**
15 NV MORTGAGE, INC. dba SOMA) **PENDING SETTLEMENT**
16 FINANCIAL, a Nevada corporation;) **NEGOTIATIONS**
17 JONATHON DALE AMOS, an individual;)
MELISSA AMOS, an individual; UNITED)
STATES DEPARTMENT OF THE TREASURY)
- INTERNAL REVENUE SERVICE, a U.S.)
government agency; DOES I through X and ROE)
BUSINESS ENTITIES XI through XX,)
19)
20 Defendants.)

21 IT IS HEREBY STIPULATED AND AGREED by and between Christina H. Wang,
22 Esq. of the Fidelity National Law Group, counsel for Plaintiff THE BANK OF NEW YORK
23 MELLON FKA THE BANK OF NEW YORK, AS TRUSTEE FOR THE
24 CERTIFICATEHOLDERS OF THE CWABS INC., ASSET-BACKED CERTIFICATES,
25 SERIES 2006-22 (“Plaintiff”); Boris Kukso, Esq. of the U.S. Department of Justice, counsel for
26 Defendant UNITED STATES OF AMERICA (on behalf of the INTERNAL REVENUE
27 SERVICE); and Erick M. Ferran, Esq. of Hitzke & Associates, counsel for Defendants NV

1 MORTGAGE, INC. dba SOMA FINANCIAL, JONATHON DALE AMOS and MELISSA
2 AMOS, as follows:

3 **WHEREAS,**

4 1. On or about October 6, 2017, this Court entered a Discovery Plan and Scheduling
5 Order setting forth the discovery and other deadlines governing this case (Doc. 10).

6 2. Since then, the parties have actively and in good faith engaged and participated in
7 discovery activities.

8 3. At this juncture, the parties have agreed to undertake settlement negotiations and
9 believe that they may be able to resolve this case in its entirety.

10 4. The parties believe that the Discovery Plan and Scheduling Order does not
11 permit sufficient time to both undertake meaningful settlement negotiations and complete all
12 discovery activities.

13 5. The parties believe that their chances for case resolution are enhanced if they are
14 permitted to continue their remaining discovery activities (including, but not limited to,
15 numerous depositions and written discovery).

16 6. The parties believe that their chances for case resolution are further enhanced if
17 they are able to devote some of the financial resources currently earmarked for litigation to
18 funding a potential settlement.

19 7. The parties believe that a stay of this case for ninety (90) days, up to and
20 including April 9, 2018, is reasonable in light of the time necessary to obtain client approval of
21 settlement authority and prepare and finalize all attendant settlement documents.

22 8. In the event that their settlement efforts fail, the parties will require additional
23 time to resume discovery activities and trial preparation.

24 **WHEREFORE,**

25 IT IS HEREBY STIPULATED AND AGREED that a stay of this case for ninety (90)
26 days, up to and including April 9, 2018, would help to accomplish the settlement objectives
27 described herein.

28 IT IS FURTHER STIPULATED AND AGREED that if this case does not resolve by

1 April 9, 2018, the parties will submit a stipulation and proposed order to lift stay as well as an
2 updated, proposed Discovery Plan and Scheduling Order extending the case deadlines by the
3 corresponding period of stay for the Court's approval.

4 DATED this 9th day of January, 2018.

5 FIDELITY NATIONAL LAW GROUP

RICHARD E. ZUCKERMAN
6 Principal Deputy Assistant Attorney General

7
8 /s/ Christina H. Wang
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11 *Attorneys for Plaintiff*

/s/ Boris Kukso
BORIS KUKSO, ESQ.
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12 Of Counsel:
13 DAYLE ELIESON
14 Interim U.S. Attorney

15 *Attorneys for the United States of America*

16 HITZKE & ASSOCIATES

17 /s/ Erick M. Ferran
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19 *Attorneys for Defendants NV Mortgage, Inc.*
dba Soma Financial, Jonathan Dale Amos,
20 *and Melissa Amos*

21
22 **IT IS SO ORDERED.**



23
24
25 **UNITED STATES MAGISTRATE JUDGE**

26 Dated: 1-9-2018